



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

Krystal Hengl
Gowan Company
P.O. Box 5569
Uma, AZ 85365-5569

FEB 19 2010

Subject: Label Notification(s) for Pesticide Registration Notice 2007-4 and 98-10

1. Added "Product For" company information
2. Updated warranty statements

Dear Ms. Hengl:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notices (PRN) 2007-4 and 98-10 dated January 6, 2010 for:

EPA Registration 10163-214 Tupersan 70 Herbicide

The Registration Division (RD) has conducted a review of the request(s) for applicability under 2007-4 and 98-10 and finds that the label changes requested fall within the scope of 2007-4 and 98-10. The label has been date-stamped "Notification" and will be placed in our records.

Please be reminded that 40 CFR Part 156.140(a)(4) requires that a batch code, lot number, or other code identify the batch of the pesticide distributed and sold be placed on nonrefillable containers. The code may appear either on the label (and can be added by non-notification/PR Notice 98-10) or durably marked on the container itself.

If you have any questions, please contact me directly at 703-305-6249 or Nicole Williams of my staff at 703-308-5551.

Sincerely,

A handwritten signature in black ink, appearing to read "Linda Arrington".

Linda Arrington
Notifications & Minor Formulations Team Leader
Registration Division (7505P)
Office of Pesticide Programs

 United States Environmental Protection Agency Washington, DC 20460	<input type="checkbox"/> Registration <input checked="" type="checkbox"/> Amendment <input type="checkbox"/> Other	OPP Identifier Number
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Application for Pesticide - Section I

1. Company/Product Number 10163-214	2. EPA Product Manager Jim Tompkins, 703-305-5697	3. Proposed Classification <input type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Tupersan 70 Herbicide	PM# 25	
5. Name and Address of Applicant (Include ZIP Code) Gowan Company P.O. Box 5569 Yuma, AZ 85364-5569 <input type="checkbox"/> Check if this is a new address		6. Expedited Review. In accordance with FIFRA Section 3(c)(3) (b)(i), my product is similar or identical in composition and labeling to: EPA Reg. No. _____ Product Name _____

Section - II

<input type="checkbox"/> Amendment - Explain below. <input type="checkbox"/> Resubmission in response to Agency letter dated _____ <input checked="" type="checkbox"/> Notification - Explain below.	<input type="checkbox"/> Final printed labels in response to Agency letter dated _____ <input type="checkbox"/> "Me Too" Application. <input type="checkbox"/> Other - Explain below.
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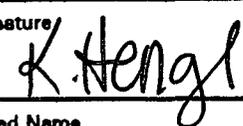
NOTIFICATION
FEB 19 2010

Explanation: Use additional page(s) if necessary. (For section I and Section II.)
 Notification of update to Storage and Disposal Section, per EPA PR Notice 2007-4.

Section - III

1. Material This Product Will Be Packaged In:				2. Type of Container	
Child-Resistant Packaging <input type="checkbox"/> Yes* <input checked="" type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			<input type="checkbox"/> Metal <input checked="" type="checkbox"/> Plastic <input type="checkbox"/> Glass <input type="checkbox"/> Paper <input type="checkbox"/> Other (Specify) _____
* Certification must be submitted		If "Yes" Unit Packaging wgt. No. per container	If "Yes" Package wgt No. per container		
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container 40 lbs. bag		5. Location of Label Directions <input checked="" type="checkbox"/> On Label <input type="checkbox"/> On Labeling accompanying product	
6. Manner in Which Label is Affixed to Product <input checked="" type="checkbox"/> Lithograph <input type="checkbox"/> Paper glued <input type="checkbox"/> Stenciled				<input type="checkbox"/> Other _____	

Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)		
Name Krystal Hengl	Title Registration Specialist	Telephone No. (include Area Code) 928-319-1526
Certification I certify that the statements I have made on this form and all attachments thereto are true, accurate and complete. I acknowledge that any knowingly false or misleading statement may be punishable by fine or imprisonment or both under applicable law.		6. Date Application Received (Stamped)
2. Signature 	3. Title Registration Specialist	
4. Typed Name Krystal Hengl	5. Date January 6, 2010	



The Go To Company

P.O. Box 5569 ▲ Yuma, AZ 85366-5569 ▲ Phone (928) 783-8844 ▲ FAX (928) 343-9255

January 6, 2010
(resent February 4, 2010)

Document Processing Desk (NOTIF)
Office of Pesticide Programs (7508P)
US Environmental Protection Agency
Room S-4900, One Potomac Yard
2777 S. Crystal Drive (South Tower)
Arlington, Virginia 22202

**ATTN: Jim Tompkins, PM Team 25 (703) 305-5697
Herbicide Branch, Registration Division (7505C)**

RE: Tupersan 70 Herbicide, EPA Reg. No. 10163-214
Labeling Revisions Required by "Pesticide Management and Disposal; Standards for Pesticide Containers and Containment"

Dear Mr. Tompkins:

Gowan Company submits the enclosed revised label for Tupersan 70 Herbicide in order to comply with EPA Pesticide Registration Notice (PR) 2007-4: Labeling Revisions Required by the Final Rule "Pesticide Management and Disposal; Standards for Pesticide Containers and Containment." It has the following revisions:

- In the Storage and Disposal section, we have changed the wording per EPA Container/Containment Rule.

In support of this application, we have enclosed the following documents:

- Application for Pesticide (EPA Form 8570-1)
- Proposed Label (1 marked copy)

Notification of label change per PR Notice 2007-4. This notification is consistent with the guidance in PR Notice 2007-4 and the requirements of EPA's regulations at 40 CFR §§ 156.10, 156.140, 156.144, 156.146, and 156.156. No other changes have been made to the labeling or the Confidential Statement of Formula for the product. I understand that it is a violation of 18 U.S.C. Sec. 1001 to willfully make any false statement to EPA. I further understand that if the amended label is not consistent with the requirements of 40 CFR §§ 156.10, 156.140, 156.144, 156.146, and 156.156, this product may be in violation of FIFRA and I may be subject to enforcement action and penalties under sections 12 and 14 of FIFRA.

This notification is consistent with the provisions of PR Notice 98-10 and EPA regulations at 40 CFR 152.46, and no other changes have been made to the labeling or the confidential statement of formula of this product. I understand that it is a violation of 18 U.S.C. Sec. 1001 to willfully make any false statement to EPA. I further understand that if this notification is not consistent with the terms of PR Notice 98-10 and 40 CFR 152.46, this product may be in violation of FIFRA and I may be subject to enforcement action and penalties under sections 12 and 14 of FIFRA.

Thank you in advance for your efforts. If you have any questions or concerns, please do not hesitate to contact me via e-mail at KHeng1@gowanco.com, or by phone at (928) 819-1526.

Sincerely,

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✓

K. Hengl

Krystal Hengl
Registration Specialist

Enclosures

5/6

TUPERSAN® 70

HERBICIDE

FOR MANUFACTURES AND FORMULATORS ONLY

ACTIVE INGREDIENT:	% BY WT.
Siduron [1-(2-methylcyclohexyl)-3-phenylurea].....	70%
INERT INGREDIENTS	30%
	TOTAL 100.0%

**KEEP OUT OF REACH OF CHILDREN
CAUTION**

NOTIFICATION

**PRECAUTIONARY STATEMENTS
HAZARDS TO HUMANS AND DOMESTIC ANIMALS**

FEB 19 2010

MAY IRRITATE EYES, NOSE, THROAT, AND SKIN.
Avoid breathing dust. Avoid contact with skin, eyes, and clothing.
IMPORTANT – During mixing and loading, wear a long-sleeve shirt, long pants or coveralls and chemical resistant gloves extending above the wrist.

STATEMENTS OF PRACTICAL TREATMENT

IF IN EYES: Flush with plenty of water. Get medical attention if irritation persists.
IF ON SKIN: Wash with plenty of soap and water. Get medical attention if irritation persists.

ENVIRONMENTAL HAZARDS

This product is toxic to fish. Do not contaminate water by cleaning of equipment or disposal of wastes.

STORAGE AND DISPOSAL

Do not contaminate water, food or feed by storage and disposal.
PESTICIDE STORAGE: Store product in original container only, away from other pesticides, fertilizer, food or feed.
PESTICIDE PRODUCT DISPOSAL: Do not contaminate water, food, or feed by storage or disposal. Wastes resulting from the use of this product may be disposed of on site or at an approved waste disposal facility.
CONTAINER DISPOSAL: Nonrefillable container. Do not reuse or refill this container. Completely empty liner by shaking and tapping sides and bottom to loosen clinging particles. Empty residue into manufacturing equipment. Then dispose of liner in a sanitary landfill or by incineration if allowed by State or local authorities. If drum is contaminated and cannot be reused, dispose of in the same manner.

NET CONTENTS _____ POUNDS



EPA Reg. No. 10163-214
EPA Est. No.

Produced For:
Gowan Company
P.O. Box 5569
Yuma, AZ 85366-5569

